

By

Truman

Farabee

Williams

S. B. No. 401

A BILL TO BE ENTITLED

AN ACT

relating to certification of manufacturer, assembler, and installers of boilers, pressure vessel or their appurtenances under the American Society of Mechanical Engineers Boiler and Pressure Vessel Code; adding Section 4b to Chapter 436, General Laws, Acts of the 45th Legislature, Regular Session, 1937, as amended (Article 5221c, Vernon's Texas Civil Statutes).

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

Section 1. Chapter 436, General Laws, Acts of the 45th Legislature, Regular Session, 1937, as amended (Article 5221c, Vernon's Texas Civil Statutes), is amended to read as follows:

"Section 4b. Qualified inspectors of the Boiler Program of the Texas Department of Labor and Standards shall, upon written request of any person or firm intending to manufacture, assemble, or install boilers, pressure vessels, nuclear power plant components or their appurtenances, make a special inspection to determine the qualification of said person or firm to be certified in accordance with the requirement of the American Society of Mechanical Engineers, Boiler and Pressure Vessel Code. This special inspection shall also apply to on site construction and the inspection of existing installations.

The fee for any special inspection is One Hundred Twenty-five Dollars (\$125.00) for an inspection of four (4) hours or less and One Hundred Seventy-five Dollars (\$175.00) for a full day, plus

1 travel expenses. All monies collected shall be deposited into the
2 General Revenue Fund and travel expenses collected under the provi-
3 sions of this Section of the Act shall be re-appropriated to the
4 credit of the Boiler Program."

5 Section 2. The importance of this legislation and the crowded
6 calendars of both houses create an emergency and an imperative
7 public necessity that the constitutional rule requiring bills to
8 be read on three separate days in each house be suspended, and
9 this rule is hereby suspended, and that this Act take effect and
10 be in force from and after its passage, and it is so enacted.

Austin, Texas

March 14, 1977

We, the undersigned, _____, to which was referred
S. J. Res. 100, the bill for the purpose of reporting it back to the Senate
and to be printed.

[Handwritten signature]

SENATE COMMITTEE MEMBERS TO SIGN

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE

February 24, 1977

Honorable Tom Creighton, Chairman
Committee on Economic Development
Senate Chamber
Austin, Texas

In Re: Senate Bill No. 401
By: Truan

Sir:

In response to your request pursuant to Senate Rule 94, Subsection (g), this office finds the fiscal implications of Senate Bill No. 401 (relating to special inspections of boiler and pressure vessel manufacturers by the Commissioner of Labor and Standards) to be as follows:

1. The bill would make no appropriation but would constitute prior legislative authorization for an appropriative request.
2. The probable cost of revenue gains from implementing the provisions of the bill during each of the first five years following passage is estimated as follows:

| <u>Fiscal Year</u> | <u>Out of the General Revenue Fund</u> | <u>Additional State Employees (Not Cumulative)</u> | <u>Revenue to the General Revenue Fund</u> |
|------------------------|--|--|--|
| 1978 | \$ 47,379 | 3 | \$ 54,200 |
| 1979 | 46,842 | 3 | 54,200 |
| 1980 | 46,842 | 3 | 54,200 |
| 1981 | 46,842 | 3 | 54,200 |
| 1982 | 46,842 | 3 | 54,200 |

3. Similar annual costs and revenue gains would continue as long as the provisions of the bill are in effect.
4. No fiscal implication or additional cost to local governments attributable to the bill, should it be enacted, is anticipated.


Thomas M. Keel
Director

Source: Department of Labor and Standards; LBB Staff.

BY: Carlos F. Truan, Garabee
Garabee
William

S. B. No. 401

A BILL TO BE ENTITLED
AN ACT
relating to certification of manufacturer, ^{and fees for such inspection and} ~~assembler~~ ^{disposition of money collected;} and installers
of boilers, pressure vessels, ^{nuclear power plant components,} or their appurtenances under the American Society of Mechanical Engineers Boiler and Pressure Vessel Code adding Section 4b to Chapter 436, ~~General Laws~~, Acts of the 45th Legislature, Regular Session, 1937, as amended (Article 5221c, Vernon's Texas Civil Statutes); ^{and declaring an emergency.}

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

Section 1. Chapter 436, ~~General Laws~~, Acts of the 45th Legislature, Regular Session, 1937, as amended (Article 5221c, Vernon's Texas Civil Statutes), ^{by adding a new Section 4b} is amended to read as follows:

"Section 4b. Qualified inspectors of the Boiler Program of the Texas Department of Labor and Standards shall, upon written request of any person or firm intending to manufacture, assemble, or install boilers, pressure vessels, nuclear power plant components, or their appurtenances, make a special inspection to determine the qualification of said person or firm to be certified in accordance with the requirement of the American Society of Mechanical Engineers, Boiler and Pressure Vessel Code. This special inspection shall also apply to on site construction and the inspection of existing installations.

"The fee for any special inspection is ~~One Hundred Twenty-five Dollars~~ ^{\$125} for an inspection of four ~~(14)~~ hours or less and ~~One Hundred Seventy-five Dollars~~ ^{\$175} for a full day, plus

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S. B. No. 401

1 travel expenses. All ^{money}~~monies~~ collected shall be deposited into the
2 General Revenue Fund and travel expenses collected under the provi-
3 sions of this ~~section~~ of the Act shall be ~~re~~appropriated to the
4 credit of the ~~Boiler~~ Program."

5 ~~Section~~ 2. The importance of this legislation and the crowded
6 calendars of both houses create an emergency and an imperative
7 public necessity that the constitutional rule requiring bills to
8 be read on three separate days in each house be suspended, and
9 this rule is hereby suspended, and that this Act take effect and
10 be in force from and after its passage, and it is so enacted.

Mar. 24 1977 Engrossed
Patsy Spaw
Engrossing Clerk

By: Truan, Farabee
Williams

S.B. No. 401

A BILL TO BE ENTITLED

AN ACT

relating to inspection and certification of manufacturers, assemblers, and installers of boilers, pressure vessels, nuclear power plant components, or their appurtenances under the American Society of Mechanical Engineers Boiler and Pressure Vessel Code and fees for such inspection and disposition of money collected; adding Section 4b to Chapter 436, Acts of the 45th Legislature, Regular Session, 1937, as amended (Article 5221c, Vernon's Texas Civil Statutes); and declaring an emergency.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

Section 1. Chapter 436, Acts of the 45th Legislature, Regular Session, 1937, as amended (Article 5221c, Vernon's Texas Civil Statutes), is amended by adding a new Section 4b to read as follows:

"Section 4b. Qualified inspectors of the Boiler Program of the Texas Department of Labor and Standards shall, upon written request of any person or firm intending to manufacture, assemble, or install boilers, pressure vessels, nuclear power plant components, or their appurtenances, make a special inspection to determine the qualification of said person or firm to be certified in accordance with the requirement of the American Society of Mechanical Engineers Boiler and Pressure Vessel Code. This special inspection shall also apply to on site construction and the inspection of existing installations.

"The fee for any special inspection is \$125 for an inspection

1 of four hours or less and \$175 for a full day, plus travel
2 expenses. All money collected shall be deposited into the General
3 Revenue Fund and travel expenses collected under the provisions of
4 this section of the Act shall be reappropriated to the credit of
5 the boiler program."

6 Sec. 2. The importance of this legislation and the crowded
7 calendars of both houses create an emergency and an imperative
8 public necessity that the constitutional rule requiring bills to be
9 read on three separate days in each house be suspended, and this
10 rule is hereby suspended, and that this Act take effect and be in
11 force from and after its passage, and it is so enacted.

S.B. No. 711
S.J.R.

By T. J. [unclear]

Relating to inspection and certification of manufacturers, assemblers, and installers of boilers, pressure vessels, nuclear power plant components, of their appurtenances and under the American Society of Mechanical Engineers Boiler and Pressure Vessel Code and fees for such inspection and disposition of money collected; and declaring an emergency.

MAR 24 1977

Received from
the Senate

Betty Murray

Chief Clerk, House of Representatives

1-27-77 Filed with the Secretary of the Senate

JAN 27 1977

Read, referred to Committee on ECONOMIC DEVELOPMENT

MAR 14 1977

Reported favorably.

Reported adversely, with favorable Committee Substitute; Committee Substitute read first time.

Ordered not printed.

Senate and Constitutional Rules to permit consideration suspended by

{ unanimous consent.
_____ yeas, _____ nays.

To permit consideration, reading and passage, Senate and Constitutional Rules suspended by vote of _____ yeas, _____ nays.

MAR 24 1977

Laid before Senate
Read second time and { ordered engrossed.
passed to third reading.

Caption ordered amended to conform to body of bill.

MAR 24 1977

Senate and Constitutional 3-Day Rules suspended by vote of
31 yeas, 0 nays to place bill on third reading and final passage.

MAR 24 1977

Read third time and passed by { ~~a viva voce vote.~~
31 yeas, 0 nays.

OTHER ACTION:

Betty King
Secretary of the Senate

READ FIRST TIME
AND REFERRED TO COMMITTEE ON

MAR 28 1977

Labor

Mar. 24, 1977 Engrossed

Mar. 24, 1977 Sent to HOUSE

Patsy Spaw
ENGROSSING CLERK

Economic Development